

David S. Case, P.C.  
Landye Bennett Blumstein LLP  
701 West Eighth Avenue, Suite 1200  
Anchorage, Alaska 99501  
Telephone (907) 276-5152  
Facsimile (907) 276-8433  
E-mail: dcase@lbbblawyers.com  
Alaska Bar No. 7505010

Attorneys for Northwest Arctic Borough

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF ALASKA

ENOCH ADAMS, JR., LEROY ADAMS, ) Case No. A04-0049 CV (JWS)  
ANDREW KOENIG, JERRY NORTON, )  
DAVID SWAN and JOSEPH SWAN, )  
 )  
Plaintiff, )  
 )  
v. )  
 )  
TECK COMINCO ALASKA )  
INCORPORATED )  
 )  
Defendant. ) **[PROPOSED] ORDER DENYING**  
 ) **PLAINTIFFS' MOTIONS IN LIMINE**  
 ) **TO EXCLUDE EXHIBITS AND**  
 ) **WITNESS NOT TIMELY DISCLOSED**  
NANA REGIONAL CORPORATION and )  
NORTHWEST ARCTIC BOROUGH, )  
 )  
Intervenor-Defendants. )

The Court has reviewed plaintiffs' motions in limine to exclude a witness and evidence from the Northwest Arctic Borough and NAB's opposition and reply thereto.

BASED UPON THE COURT'S REVIEW,

**IT IS HEREBY ORDERED** that plaintiffs' motions in limine to exclude exhibits and witness is hereby **DENIED**.

DATED: \_\_\_\_\_

\_\_\_\_\_  
HON. JOHN W. SEDWICK  
Judge of the U. S. District Court

LANDYE BENNETT BLUMSTEIN LLP  
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ANCHORAGE, ALASKA 99501  
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Certificate of Service

I hereby certify that on February 5, 2008, a copy of the foregoing DEFENDANT-INTERVENOR NORTHWEST ARCTIC BOROUGH'S RESPONSE TO PLAINTIFFS' OBJECTION TO BOROUGH'S UNDISCLOSED EXHIBITS AND MOTION IN LIMINE TO EXCLUDE EXHIBITS NOT TIMELY DISCLOSED was served electronically on:

Sean Halloran  
Hartig Rhodes Hoge & Lekisch  
717 K Street  
Anchorage, AK 99501  
sean.halloran@hartig.com

Luke W. Cole  
Center on Race, Poverty & the Environment  
450 Geary Street, Suite 500  
San Francisco, CA 94102  
luke@igc.org

James E. Torgerson  
Heller Ehrman White & McAuliffe LLP  
510 L Street, Suite 500  
Anchorage, AK 99501  
jim.torgerson@hellerhrman.com

and on the following by regular U.S. Mail:

Nancy S. Wainwright  
Law Offices of Nancy S. Wainwright  
13030 Back Road, Suite 555  
Anchorage, AK 99515-3538

s/David S. Case  
David S. Case